EXHIBIT A

(Declaration of Deborah Green)

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

	_	
In re:)	Chapter 9
CITY OF DETROIT, MICHIGAN,)	Case No. 13-53846
Debtor.)	Hon. Steven W. Rhodes

DECLARATION OF DEBORAH GREEN

In accordance with 28 U.S.C. § 1746, Deborah Green declares the following:

- 1. I am employed as the Region I Director by the State Court Administrative Office (SCAO), which is appointed by the Michigan Supreme Court pursuant to Article VI, Section 3, of the Michigan Constitution of 1963. As Region I Director, I report to State Court Administrator Chad C. Schmucker.
- 2. As Region I Director, I am responsible to administratively assist all trial courts in Macomb, Oakland, and Wayne counties. As of the appointment of the Honorable Michael Talbot as Special Judicial Administrator of the 36th District Court, I have been assigned, virtually full-time, to assist Judge Talbot with the restructuring of the operations of the 36th District Court. As a result of my overall responsibilities, I am familiar with the manner in which Michigan trial courts, including district courts and the 36th District Court, are funded.
- 3. District courts are established by the Michigan legislature, which then also defines their jurisdiction and designates the "funding unit" of the court. The 36th District Court is a "class III" district court, meaning that its jurisdiction is defined by the boundary of the City of Detroit. The Michigan legislature, in creating the 36th District Court has designated the City of

Detroit ("City") as its funding unit, meaning that it has legislatively mandated that the City must pay the operational costs of the 36th District Court, with the exception of judicial salaries.

- 4. The 36th District Court is not "prefunded" by the City. Instead, its expenses are paid, on an ongoing basis, as bills are forwarded by the 36th District Court to the City for payment. Personnel costs are paid directly by the City.
- 5. I am aware of a significant arbitration award recently entered against the 36th District Court, amounting to approximately \$5.5 million, which the 36th District Court does not have the funds to pay. Once this claim has been fully liquidated meaning that a final judgment is entered against the Court this obligation will then have to be forwarded to the City of Detroit for payment. At that point, the City of Detroit will be required to pay the judgment as a result of its constitutional obligation to fund the 36th District Court's reasonable and necessary expenses. This arrangement is consistent with the procedure by which all Michigan trial courts have judgments against them satisfied a court's funding unit must pay judgments against that court.
- 6. While the 36th District Court has no funds from which to pay judgments, if a judgment creditor were to execute against the Court by seizing computers, communication systems, and furniture, the Court's operations would be severely disrupted, if not shut down completely. I am informed and believe that in early 2009 one judgment creditor in *Sciotti v. 36th District Court*, Wayne County Circuit Court case number 03-327602-CD, attempted execution against the Court through garnishments and show-cause orders. See attached. The City eventually paid the judgment.
- 7. As fines and other charges are collected by the Court, they are deposited in a bank account, from where they are disbursed according to statutory mandate, including primarily to the City. The City annually receives approximately \$14.5 million from the Court. While this

revenue does not completely offset the Court's operating budget, collection efforts are now being improved as a result of Judge Talbot's ongoing restructuring efforts. In some instances, district courts generate so much revenue that the funding unit actually experiences a profit from its court's operations.

- 8. A shutdown of the Court's operations, whether as a result of a judgment creditor's actions or the City's failure to promptly pay the Court's expenses, would deprive the City's residents and others of the services of the Court, and would also interrupt the Court's revenue generation on behalf of the City through collection of fines and other charges.
- 9. I know the facts stated herein to be true of my own knowledge, except those stated on information and belief, and those I believe to be true. I am prepared and competent to testify concerning the foregoing if requested to do so by the Court.

Deborah Green

188469

STATE OF MICHIGAN THIRD JUDICIAL CIRCUIT WAYNE COUNTY

REQUEST FOR HEARING ON A MOTION (PRAECIPE) ORDER / JUDGMENT

CASE NO.

03-327602 NZ

2 Woodward Avenue, Detroit, Michigan		Defendant name(s)		
riamin name(s)		Defendant name(s)	10.	
Kenneth Sciotti	V	36th District Cou	rt	
Plaintiff attorney, bar no., address, and telephone no. Scott E. Combs (P37554) 27780 Novi Road Novi, Michigan 48377 (248) 380-5050		Defendant's attorney, bar no., address, and telephone no. Constance J. Allen (P30752) Judicial Assistant, 36th Distr 421 Madison, Suite 4109 Detroit, Michigan 48226 (313) 965-3082		
List additional attorneys on other side				
1. Motion Title: Defendant's Motion To Quash Wr	its o	f Execution Enjoin Fu	cther Actions And	
2. Moving Party: <u>Defendant</u> Telephone N		osts And Sanctions		
		137 303-3002		
3. Please place on the motion calendar for: Friday,	Janua	ry 30, 2009		
Judge Bar No.		Date	Time	
Robert L. Ziolkowski P22745		January 30, 2009	9:00 a.m.	
4. I certify that I have made personal contact with	pts to co	ontact concurrence has been ontact counsel regarding concur	rence with	
☐ DENIED ☐ GRANTED IN PART / DENIED IN PART	ПТ	AKEN UNDER ADVISEMENT	DISMISSED	
☐ GRANTED AND IT IS FURTHER ORDERED AND ADJU	IDGED:			
Approved as to form and substance by Counsel for:		CIRCUIT JUDG	E	
	,	FILE EITHER IN PERSON OR E	OV MAII WITH	
laintiff	,	CATHY MARIE GARRE		
efendant		WAYNE COUNTY CLE		
ate		DETROIT, MI 48226		

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

KEN SCIOTTI.

Plaintiff,

Case No: 03-327602 NZ Hon. Robert L. Ziolkowski

36TH DISTRICT COURT,

Defendant.

CONSTANCE J. ALLEN (P30752)

Attorney for Defendant

36th District Court

421 Madison, Suite 4109

Detroit, Michigan 48226

(313) 965-3082

SCOTT E. COMBS (P37554)

Attorney for Plaintiff

27780 Novi Road, Suite 105

Novi, Michigan 48377

(248) 380-5050

NOTICE OF HEARING

TO: SCOTT E. COMBS (P37554)

27780 NOVI ROAD, SUITE 105

NOVI, MICHIGAN 48377

ADP

16901 MICHIGAN AVENUE

DEARBORN, MICHIGAN 48126

CITY OF DETROIT FINANCE DEPART

CAYMC

TWO WOODWARD AVENUE, STE. 1200

DETROIT, MICHIGAN 48226

COMERICA BANK

201 W. FORT STREET

DETROIT, MICHIGAN 48226

Please take Notice that Objection to Writs will be heard on Friday, January 30, 2009, at 9:00 a.m. before the Honorable Robert Ziolkowski, Room 1611, Coleman A. Young Municipal Center, 2 Woodward Avenue, Detroit, Michigan.

January 16, 2009

CONSTANCE, J. ALLEN (P30752)

Judicial Assistant

36th District Court

421 Madison, Suite 4109

Detroit, Michigan 48226

(313) 965-3082

Original - Court 1st copy - Plaintiff 2nd copy - Defendant 3rd copy - Garnishee

Approved, SCAO

STATE OF MICHIGAN

JUDICIAL DISTRICT

Third

JUDICIAL CIRCUIT

OBJECTIONS TO GARNISHMENT AND NOTICE OF HEARING

CASE NO.

03-327602-CD

Tillid SOBIOIAL CIRCOIT			
Court address			Court telephone no
		Defendant's name addrage a	nd telephone no. (judgment debtor)
Plaintiff's name, address, and telephone no. (judgment creditor)			nd telephone no. gadgment debtory
Kenneth Sciotti		36th District Court	
		421 Madison Ave, Stc. 41	09
	V	Detroit, MI 48226	(D20752)
		Attorney for Defendant: C	onstance J. Allen (P30752)
Plaintiff's attorney, bar no., address, and telephone no.		Garnishee's name and address	S
Scott E. Combs (P37554)		ADP	
27780 Novi Road, Suite 105	2011	16901 Michigan Avenue	
Novi, MI 48377		Dearborn, MI 48126	
(248) 380-5050			
OBJECT	IONS TO GA	RNISHMENT	
l object to the garnishment issued on		and request a he	aring on this objection because
Date		and request a no	uning on the expectation produce
☑ a. the funds or property are exempt from garnishme	ent by law.		
b. garnishment is precluded by the pendency of ban	kruptcy proce	edinas.	
c. garnishment is barred by an installment payment	order	, o ug	
d. garnishment is precluded because the maximum	amount nerm	nitted by law is being withhe	ld under a higher priority order.
	amount perm	inted by law to being within	a arras a rigital prise,
e. the judgment has been paid.	nvice invalid f	for the following reason(s):	
f. the garnishment was not properly issued or is othe Upon information and belief, the amount of the garnish	shment demand	ded is inaccurate.	
opon information and series, the amount of the games			
I was served with a copy of the writ on MA DEFEA	LOGALT WAS	3 NOT PROPERLY STRV	ED . 0
Date	/		70 (1)
1-15-2009	/	MATALLE XI	Lle
Date	Signa	ature of defendant	
NOTICE OF	HEARING OF	N OBJECTIONS	
Annual of the contract of the			
1. On the defendant filed ob	jections to the	writ of garnishment dated	<u></u>
		10.0	a t
A hearing is scheduled on Date		at Time	at Location
	hefore Hor	1.	
3. The defendant and plaintiff are required to appear.	_ belole 110.		
4. The garnishee is is is not required to appear.	ar		
5. \square a. Objections were filed within 14 days of the defe	ar. andant heina (served with the writ. The as	arnishee shall continue to
5. a. Objections were filed within 14 days of the determined win	anda until furth	per order of the court	
withhold funds but shall not release withheld fu	defendent w	as served with the writ. The	garnishee shall continue to
b. Objections were filed 14 days or more after the	derendant wa	court	garmance shall continue
withhold and release funds unless otherwise or	dered by the	court.	
		L. accord alords	
Date		ty court clerk	
CERT	TIFICATEOF	VIAILING	
I certify that on this date I served a copy of this objection	and notice or	the narties or their attorne	vs by first-class mail addressed
i certify that on this date I served a copy of this objection	and notice of	The parties of their attorne	jo o j mot olado man alest to

Date 13-53846-tjt Doc 1210-1 Filed 10/16/13 SEntered 10/16/13 16:34:44 Page 7 of 10

to their last-known addresses as defined in MCR 2.107(C)(3).

Approved, SCAO

STATE OF MICHIGAN
JUDICIAL DISTRICT
Third JUDICIAL CIRCUIT

OBJECTIONS TO GARNISHMENT AND NOTICE OF HEARING

CASE NO.

03-327602-CD

Court address			Court telephone
		Particular de la constante de	
Plaintiff's name, address, and telephone no. (judgment credite	or)	Defendant's name, addre	ss, and telephone no. (judgment debtor)
Kenneth Sciotti		36th District Court	
*		421 Madison Ave, Ste	. 4109
	V	Detroit, MI 48226	t: Constance J. Allen (P30752)
		Autorney for Defendan	it. Constance J. Alien (1 30732)
Plaintiffs attorney, bar no., address, and telephone no.		Garnishee's name and ad	dress
Scott E. Combs (P37554)		Comerica Bank	
27780 Novi Road, Suite 105		201 W. Fort Street	
Novi, MI 48377		Detroit, MI 48226-321	5
(248) 380-5050			
ОВЛ	ECTIONS TO GA	ARNISHMENT	
Lobject to the garnishment issued on 01/12/2009			
l object to the garnishment issued on Date		and request a	hearing on this objection becaus
☑ a. the funds or property are exempt from garnisl	hmont by law		
\square b. garnishment is precluded by the pendency of		eedings	
\square c. garnishment is barred by an installment paym		ecunigs.	
d. garnishment is precluded because the maxim		nitted by law is being with	aheld under a higher priority order
e. the judgment has been paid.	iam amount poin	inted by law to boing with	more under a migrior priority or ac-
f. the garnishment was not properly issued or is	otherwise invalid	for the following reason(s	5):
f. the garnishment was not properly issued or is a Upon information and belief, the amount of the g	arnishment deman	ded is inaccurate.	
11/4	~	D-0-0-0-0	
was served with a copy of the writ on NA 10th	FENDANT Y	THIS NOT PREPERTY S	CRUES.
1-15-100C	(//)	Matilles VI	(X)ne
ate)	Sign	ature of defendant	Way
		N OBJECT (ONS	
NOTICE	OF HEARING O	N OBJECTIONS	
. On the defendant filed	dobjections to the	e writ of garnishment dat	ed
Date	,		
2. A hearing is scheduled on		at	at
Date	before Hor		Location
The defendant and plaintiff are required to appear		1.	
5. The determant and planting are required to appear $\mathbb L$ is \square is not required to appear			
\Box a. Objections were filed within 14 days of the \Box		served with the writ. The	garnishee shall continue to
withhold funds but shall not release withhel			garmanee shar continue to
b. Objections were filed 14 days or more after			The garnishee shall continue to
withhold and release funds unless otherwise			The gamenes enables
1			
te	Depu	ty court clerk	
CE	RTIFICATEOF	WAILING	
cortify that an this data I payred a carry of this chiest	tion and nation of	the parties or their attor	nevs by first-class mail addressed
certify that on this date I served a copy of this object	TION AND HOUSE OF	i tile hairies of tileli attor	neys by mist-class man addressed

13-53846-tjt Doc 1210-1 Filed 10/16/13 sig Entered 10/16/13 16:34:44 Page 8 of 10

to their last-known addresses as defined in MCR 2.107(C)(3).

Date

Original - Court 1st copy - Plaintiff 2nd copy - Defendant 3rd copy - Garnishee

Approved, SCAO

STATE OF MICHIGAN

JUDICIAL DISTRICT

Third

JUDICIAL CIRCUIT

OBJECTIONS TO GARNISHMENT AND NOTICE OF HEARING

CASE NO.

03-327602-CD

Third JUDICIAL CIRCUIT AND N	OTICE OF	DEARING		
Court address			Court telephone no	
Plaintiffs name, address, and telephone no. (judgment creditor)	7	Defendant's name, add	dress, and telephone no. (judgment debtor)	
Kenneth Sciotti	v	36th District Court 421 Madison Avc, Ste. 4109 Detroit, MI 48226 Attorney for Defendant: Constance J. Allen (P30752)		
Plaintiff's attorney, bar no., address, and telephone no.	-	Garnishee's name and	address	
Scott E. Combs (P37554) 27780 Novi Road, Suit 105 Novi, MI 48377 (248) 380-5050		City of Detroit Finance Department CAYMC Two Woodward Ave, Stc. 1200 Detroit, MI 48226		
OBJECTIO	ONS TO GA	RNISHMENT		
I object to the garnishment issued on Date		and reques	st a hearing on this objection because	
 a. the funds or property are exempt from garnishment b. garnishment is precluded by the pendency of banks c. garnishment is barred by an installment payment o d. garnishment is precluded because the maximum at e. the judgment has been paid. f. the garnishment was not properly issued or is otherway upon information and belief, the amount demanded in the 	ruptcy proce rder. mount perm wise invalid	nitted by law is being v		
I was served with a copy of the writ on NA DETENDATE		ONS, NOT PROPER UNDHAMEL ature of defendant	Lillo	
NOTICE OF H	EARING O	N OBJECTIONS	/	
1. On the defendant filed objection	ctions to the	e writ of garnishment	dated	
2. A hearing is scheduled on		at	at	
	before Hor	ı		
 The defendant and plaintiff are required to appear. The garnishee ☐ is ☐ is not required to appear. ☐ a. Objections were filed within 14 days of the defenwithhold funds but shall not release withheld fun ☐ b. Objections were filed 14 days or more after the dwithhold and release funds unless otherwise order. 	dant being s ds until furth lefendant w	her order of the court. as served with the wr		
Date	Depu	ity court clerk		
CERTIF	FICATE OF I	MAILING		
I certify that on this date I served a copy of this objection a	nd notice or	n the parties or their a	ttorneys by first-class mail addressed	

13-53846-tjt Doc 1210-1 Filed 10/16/13 Sig Entered 10/16/13 16:34:44 Page 9 of 10

to their last-known addresses as defined in MCR 2.107(C)(3).

Date

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

VEN	C	CI	0	T	T	T
KEN	0		U	1	1.	1,

Plaintiff,

Case No: 03-327602 NZ Hon. Robert L. Ziolkowski

V

36TH DISTRICT COURT,

Defendant.

PROOF OF SERVICE

STATE OF MICHIGAN)

) SS.

COUNTY OF WAYNE)

I, Deborah C. Redmond, being first duly sworn, deposes and says; that on the 16th day of January 2009, she served a true copy of Objections To Garnishments, well as Notice of Hearing upon:

Mr. Scott E. Combs (P37554) Attorney for Plaintiff 27780 Novi Road, Suite 105 Novi, Michigan 48377 (248) 380-5050 City of Detroit Finance Department CAYMC Two Woodward Avenue, Ste. 1200 Detroit, Michigan 48226

ADP 16901 Michigan Avenue Dearborn, Michigan 48126 Comerica Bank 201 W. Fort Street Detroit, Michigan 48226

By placing said copies in an envelope correctly and plainly addressed to the above noted party and depositing said envelope in the U.S. Mail with postage thereon fully prepaid.

Further deponent sayeth not.

DEBORAH C. REDMOND

Subscribed and sworm to before me

This 16th day of January, 2009

CONSTANCE J. ALLEN Notary Public

13-53846-tjt Doc 1240-1- Whiled 10/16/13 Entered 10/16/13 16:34:44 Page 10 of 10

MY COMMISSION EXPIRES Feb 18, 2014 ACTING IN COUNTY OF